

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT**

1

MONDAY, DECEMBER 27, 1999

Civil            TJ VAN HOOZER            (Not for Publication)  
No.               v.  
C030646        COUNTY OF PLACER

The judgment is affirmed.

SIMS, Acting P.J.

We concur:            DAVIS, J.  
                                  NICHOLSON, J.

Juvenile        STEPHANIE P.            (Not for Publication)  
No.               v.  
C034149        THE SUPERIOR COURT OF SHASTA COUNTY

SHASTA COUNTY DEPARTMENT OF SOCIAL SERVICES et al.

The petition is denied.

SIMS, Acting P.J.

We concur:            RAYE, J.  
                                  KOLKEY, J.

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT  
TUESDAY, DECEMBER 28, 1999**

2

Crim. THE PEOPLE (Certified for Partial Publication)  
No. v.  
C031137 PAUL CARUTHERS BENJAMIN  
THE COURT:

It is ordered that the nonpublished opinion filed herein on November 30, 1999, be modified in its entirety as Follows:

...  
The judgment is affirmed. (CERTIFIED FOR PARTIAL PUBLICATION)

KOLKEY, J.

We concur: SCOTLAND, P.J.  
NICHOLSON, J.

This modification does not change the judgment.

For good cause it now appears that the nonpublished opinion in the opinion in the above captioned case filed herein on November 30, 1999, should be published with the exception of Part II. B and parts II. C (3), II. C (4), and II. C (5) in the Official Reporter and it is so ordered.

BY THE COURT:  
SCOTLAND, P.J.  
NICHOLSON, J.  
KOLKEY, J.

Crim. THE PEOPLE (Not for Publication)  
No. v.  
C027273 JUAN CARLOS CHAVEZ

The judgment is reversed and the matter remanded for further proceedings. Because the record contains substantial evidence supporting a verdict of vehicular manslaughter (§192, subd. ©) the People must be given the option of accepting such a verdict or retrying the case.

BLEASE, Acting P.J.

We concur: NICHOLSON, J.  
MORRISON, J.

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT  
TUESDAY, DECEMBER 28, 1999 CONTINUED**

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Crim. THE PEOPLE (Not for Publication)  
No. v.  
C031752 JEROME JERRY SAID  
The judgment is affirmed.  
BLEASE, Acting P.J.  
We concur: DAVIS, J.  
CALLAHAN, J.

WEDNESDAY, DECEMBER 29, 1999

Civil THE COUNTY OF SAN JOAQUIN, etc.  
No. v.  
C032180 ANTHONY KEKULAWELA  
BY THE COURT:  
Appellant's petition for rehearing is denied.  
Dated: December 29, 1999  
SIMS, Acting P.J.

Civil IRON MOUNTAIN ACQUISITION COMPANY, INC. et al.  
No. v.  
C030739 SPENCER WESTON  
Appellants' petition for rehearing is denied.  
Dated: December 29, 1999  
DAVIS, Acting P.J.

Crim. THE PEOPLE ((Not for Publication))  
No. v.  
C031772 MICHELE LEE ACOSTA  
The judgment is affirmed.  
SCOTLAND, P.J.  
We concur: BLEASE, J.  
MORRISON, J.

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT  
WEDNESDAY, DECEMBER 29, 1999 CONTINUED**

4

Crim. THE PEOPLE ((Not for Publication))  
No. v.  
C031223 ROSA LINDA MAREZ

The judgment that defendant had been convicted of a serious or violent felony is reversed and the sentence vacated. The matter is remanded to the trial court for resentencing. At the request of the People, there may be a retrial on the allegation that defendant suffered a prior conviction for a serious or violent felony within the meaning of sections 667, subdivisions (b) through (I), and 1170.12.

MORRISON, J.

We concur: SCOTLAND, P.J.  
BLEASE, J.

Juvenile REBECCA R. ((Not for Publication))  
No. v.  
C034073 THE SUPERIOR COURT OF SHASTA COUNTY  
SHASTA COUNTY DEPARTMENT OF SOCIAL SERVICES et al.

The petition is denied.

SIMS, Acting P.J.

We concur: RAYE, J.  
KOLKEY, J.

Crim. THE PEOPLE ((Not for Publication))  
No. v.  
C030446 SHANE DOYLE

The judgment is modified to strike the strike prior finding and to reduce defendant's sentence to a 15-year-to-life term for murder plus 1 year for personal use of a weapon. The trial court is directed to prepare an amended abstract of judgment accordingly and to forward a certified copy to the Department of Corrections. In all other respects, the judgment is affirmed.

Crim. THE PEOPLE  
No. v.  
C032510 LARRY JAMES MADDEN

The judgment is affirmed.

RAYE, J.

We concur: SIMS, Acting P.J.  
KOLKEY, J.

**MINUTES OF THE COURT OF APPEAL  
STATE OF CALIFORNIA  
THIRD APPELLATE DISTRICT  
WEDNESDAY, DECEMBER 29, 1999 CONTINUED**

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Crim. THE PEOPLE ((Not for Publication))  
No. v.  
C029612 ROBERT LAWRENCE MCCORMACK

The judgment is affirmed.

RAYE, J.

We concur: BLEASE, Acting P.J.  
KOLKEY, J.

Crim. THE PEOPLE ((Not for Publication))  
No. v.  
C031452 ZENON GARCIA

The judgment is affirmed.

MORRISON, J.

We concur: SCOTLAND, P.J.  
BLEASE, J.

Crim. THE PEOPLE ((Not for Publication))  
No. v.  
C031826 THOMAS HENRY HALFACRE III

The judgment is affirmed.

SIMS, Acting P.J.

We concur: NICHOLSON, J.  
KOLKEY, J.